George H. HOFFMAN et al.

Title:

SYSTEM, METHOD AND COMPUTER

PROGRAM PRODUCT FOR SUPPLY CHAIN

INVENTORY MANAGEMENT

Appl. No.:

09/816,536

Filing Date:

03/23/2001

Examiner:

Florian M. Zeender

Art Unit:

3627

# UNDER 37 CFR §1.56

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

### TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is being filed after the mailing date of either the final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application. Accordingly, pursuant to 37 CFR §1.97(d), a statement and fee are required.

## RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner

and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

### **STATEMENT**

The undersigned hereby states in accordance with 37 C.F.R. 1.97(e)(2) that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of the information disclosure statement.

## FEE

A fee in connection with submission of an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date June 17, 2004

**FOLEY & LARDNER LLP** Customer Number: 22428

Telephone:

(202) 672-5485

Facsimile:

(202) 672-5399

William T. Ellis

Attorney for Applicant Registration No. 26,874

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PT

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Date Submitted: June 17, 2004

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known			
Application Number	09/816,536		
Filing Date	March 23, 2001		
First Named Inventor	George H. HOFFMAN		
Group Art Unit	3627		
Examiner Name	Florian M. Zeender		
Attorney Docket Number	062834-0149	- 3	

	Cite No. <sup>1</sup>	U.S. Patent D	ocument	1	T -	Dance Columns Lines
				Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		4,799,156		Shavit et al.	01-17-1989	
ı		5,204,821		Inui et al.	04-20-1993	
		5,490,060		Malec et al.	02-06-1996	
		5,638,519		Haluska	06-10-1997	
		5,898,765		Teglovic et al.	04-27-1999	
		5,914,878		Yamamoto et al.	06-22-1999	
		6,009,407		Garg	12-28-1999	
		6,058,375		Park	05-02-2000	
		6,167,378		Webber, Jr.	12-26-2000	
		6,477,513	B1	Walker et al.	11-05-2002	
		6,697,702	B1	Hahn-Carlson	02-24-2004	
		2002/0019761	A1	Lidow	02-14-2002	
		2002/0069028	A1	Merz et al.	06-06-2002	
		2002/0087371	A1	Abendroth	07-04-2002	
		2002/0099598	A1	Eicher, Jr. et al.	07-25-2002	
		2002/0123945	A1	Booth et al.	09-05-2002	
		2002/0143669	A1	Scheer	10-03-2002	
		2002/0147622	A1	Drolet et al.	10-10-2002	
		2002/0188499	A1	Jenkins et al.	12-12-2002	
		2002/0194043	A1	Lidow	12-19-2002	
		2003/0208390	A1	Posner	11-6-2003	
		2003/0208434	A1	Posner	11-6-2003	· · ·

	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Fo Office <sup>3</sup>	reign Patent C	Ocument Kind Cod (if known		Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Te

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.			
		Microsoft Computer Dictionary, 4 <sup>th</sup> Edition, Microsoft Press, 1999, pages 167, 242, 334, 421, 443, 444 and 462			

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.